

PROOF

STATE OF IOWA

Senate Journal

WEDNESDAY, FEBRUARY 14, 2018

Printed daily by the State of Iowa during the sessions of the General Assembly. An official corrected copy is available for reference in the Secretary of the Senate's Office. (The official bound copy will be available after a reasonable time upon adjournment.)

JOURNAL OF THE SENATE

THIRTY-EIGHTH CALENDAR DAY
TWENTY-THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, February 14, 2018

The Senate met in regular session at 9:03 a.m., President Whitver presiding.

Prayer was offered by the Honorable David Johnson, member of the Senate from Osceola County, Ochevedan, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Jaelyn Lentz.

The Journal of Tuesday, February 13, 2018, was approved.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 10:06 a.m. until 9:00 a.m., Thursday, February 15, 2018.

APPENDIX

COMMUNICATION RECEIVED

The following communication was received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

BOARD OF MEDICINE

Board of Medicine and Board of Physicians Assistants Joint Report, pursuant to Iowa Code section 148C.12. Report received on February 14, 2018.

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Wednesday, February 14, 2018, 11:05 a.m.

Recessed: 11:10 a.m.

Reconvened: 11:55 a.m.

Members Present: Chapman, Chair; Breitbach, Vice Chair; Allen, Ranking Member; Bertrand, Boulton, Feenstra, Guth, C. Johnson, Lykam, Mathis, McCoy, Petersen, Sinclair, Zaun, and Zumbach.

Members Absent: None.

Committee Business: Passed SSBs 3057, 3158, and 3159, all as amended; and SSBs 3087 and 3164; approved [SF 2128](#).

Adjourned: 12:45 p.m.

HUMAN RESOURCES

Convened: Tuesday, February 13, 2018, 5:05 p.m.

Members Present: Segebart, Chair; Costello, Vice Chair; Mathis, Ranking Member; Bolkcom, Chapman, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirmbach, Ragan, and Shipley.

Members Absent: None.

Committee Business: Passed SSBs 3072, 3073, 3074, 3122, 3125, 3126, and 3127; deferred SFs 2083 and 2120.

Adjourned: 5:25 p.m.

LOCAL GOVERNMENT

Convened: Wednesday, February 14, 2018, 2:10 p.m.

Members Present: Garrett, Chair; Lofgren, Vice Chair; Hogg, Ranking Member; Allen, Chelgren, Greene, Guth, Kraayenbrink, McCoy, Quirmbach, and Segebart.

Members Absent: None.

Committee Business: Passed SSBs 3171 and 3172.

Adjourned: 3:15 p.m.

STATE GOVERNMENT

Convened: Tuesday, February 13, 2018, 3:05 p.m.

Members Present: Smith, Chair; Chapman, Vice Chair; Bisignano, Ranking Member; Bowman, Brown, Carlin, Danielson, Dawson, Dvorsky, Feenstra, Horn, Jochum, Schneider, Schultz, and Zaun.

Members Absent: None.

Committee Business: Passed SSBs 3085, 3086, 3107, 3112, 3113, 3114, and 3157; approved [SJR 8](#).

Adjourned: 4:30 p.m.

ALSO:

Convened: Wednesday, February 14, 2018, 2:20 p.m.

Members Present: Smith, Chair; Chapman, Vice Chair; Bisignano, Ranking Member; Bowman, Brown, Carlin, Danielson, Dawson, Dvorsky, Feenstra, Horn, Jochum, Schneider, Schultz, and Zaun.

Members Absent: None.

Committee Business: Discussed SSBs 3019, 3023, 3084, 3116, 3128, 3146, and 3174.

Adjourned: 3:20 p.m.

TRANSPORTATION

Convened: Tuesday, February 13, 2018, 4:30 p.m.

Members Present: Kapucian, Chair; Breitbach, Vice Chair; Bowman, Ranking Member; Bisignano, Brown, Carlin, Danielson, Horn, Kraayenbrink, Lykam, Smith, and Zumbach.

Members Absent: Bertrand (excused).

Committee Business: Passed [SSB 3170](#).

Adjourned: 4:55 p.m.

INTRODUCTION OF RESOLUTION

[Senate Resolution 108](#), by Mathis and D. Johnson, a resolution for recognizing and congratulating Art Cullen on winning the 2017 Pulitzer Prize in editorial writing.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILLS

[Senate File 2277](#), by Mathis, a bill for an act requesting the establishment of a pay for success bond interim study committee.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

[Senate File 2278](#), by Zaun, a bill for an act relating to animal feeding operations, by providing for certain air and water quality regulations, including when two or more related confinement feeding operations are deemed to be a single operation, making penalties applicable, and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Agriculture**.

[Senate File 2279](#), by D. Johnson, a bill for an act relating to confinement feeding operations, by providing for the use of the master matrix when approving a permit to construct a confinement feeding operation structure, and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Agriculture**.

[Senate File 2280](#), by committee on Judiciary, a bill for an act relating to law enforcement profiling by standardizing collection and centralizing the compilation and reporting of officer stop and compliant data, providing for officer training, creating a community policing advisory board, providing for penalties and remedies, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 2281](#), by committee on Judiciary, a bill for an act relating to the prerequisites for and prohibition against an abortion related to the testing for, and following the detection of, a fetal heartbeat, providing for a repeal, and providing penalties.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 2282](#), by committee on Judiciary, a bill for an act providing for the constitutionality of statutes and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 2283](#), by committee on Judiciary, a bill for an act relating to the charging of fees relating to copies of adoption decrees and certifications of adoption delivered by the clerk of court to specified entities.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 2284](#), by committee on Human Resources, a bill for an act relating to the provision of health home services under Medicaid managed care, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 2285](#), by committee on Judiciary, a bill for an act relating to probate by the distribution of decedent's property by affidavit, requiring certain affirmations in the affidavit, and including an applicability provision.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 2286](#), by Bowman, a bill for an act providing for internet neutrality, and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Commerce**.

[Senate File 2287](#), by Bowman, a bill for an act related to the high quality jobs program by allowing additional tax incentives for businesses locating in specified areas, and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

[Senate File 2288](#), by committee on Local Government, a bill for an act relating to municipal utility retirement systems.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 2289](#), by committee on State Government, a bill for an act relating to the joint exercise of government powers by federally recognized Indian tribes.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 2290](#), by committee on State Government, a bill for an act relating to boards of trustees for county and city hospitals.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 2291](#), by committee on State Government, a bill for an act relating to the inspection and examination of certain public records under the custody of the state archivist.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 2292](#), by committee on Natural Resources and Environment, a bill for an act relating to the process and fees associated with the registration and title of vessels, snowmobiles, and all-terrain vehicles.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 2293](#), by committee on Transportation, a bill for an act relating to motor vehicle dealers, franchisers, and franchisees.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 2294](#), by committee on Judiciary, a bill for an act relating to the criminal offense of manufacturing, delivering, selling, or possessing drug paraphernalia by exempting hypodermic needles or syringes delivered, sold, or possessed through an approved needle exchange program.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 2295](#), by Bertrand, a bill for an act relating to feticide, making penalties applicable, and providing for a repeal.

Read first time under Rule 28 and referred to committee on **Judiciary**.

[Senate File 2296](#), by Carlin, a bill for an act prohibiting persons from entering multiple occupancy toilet facilities in elementary and secondary schools that do not correspond with the person's biological sex.

Read first time under Rule 28 and referred to committee on **Education**.

STUDY BILLS RECEIVED

[SSB 3193](#) **Labor and Business Relations**

Relating to public assistance program oversight and including effective date provisions.

[SSB 3194](#) **Education**

Relating to assessment scores set by the board of educational examiners for successful completion of a practitioner preparation program and for initial licensure.

[SSB 3195](#) **Ways and Means**

Relating to state and local revenue and finance by modifying the income taxes, the sales and use taxes and local option sales tax, the hotel and motel excise tax, the automobile rental excise tax, the Iowa educational savings plan trust, and the disabilities expenses savings plan trust, making penalties applicable, and including immediate effective date and retroactive and other applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

[Senate File 2260](#)

COMMERCE: Chapman, Chair; Allen and Feenstra

[Senate File 2264](#)

LOCAL GOVERNMENT: Guth, Chair; Chelgren and Hogg

[Senate File 2268](#)

HUMAN RESOURCES: Chelgren, Chair; Greene and Mathis

[Senate File 2287](#)

WAYS AND MEANS: Feenstra, Chair; Dotzler and Smith

[SSB 3193](#)

LABOR AND BUSINESS RELATIONS: Schultz, Chair; Chapman and Dotzler

[SSB 3194](#)

EDUCATION: Sinclair, Chair; Bowman and Chelgren

[SSB 3195](#)

WAYS AND MEANS: Feenstra, Chair; Bolkcom, Breitbach, Dawson, and Jochum

FINAL COMMITTEE REPORTS OF BILL ACTION

HUMAN RESOURCES

Bill Title: [*SENATE FILE 2284](#) (formerly [SF 2092](#)), a bill for an act relating to the provision of health home services under Medicaid managed care, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Segebart, Costello, Mathis, Bolkcom, Chapman, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on [Senate File 2284](#), and they were attached to the committee report.

JUDICIARY

Bill Title: [*SENATE FILE 2280](#) ([SSB 1177](#)), a bill for an act relating to law enforcement profiling by standardizing collection and centralizing the compilation and reporting of officer stop and compliant data, providing for officer training, creating a community policing advisory board, providing for penalties and remedies, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Zaun, Taylor, Bisignano, Boulton, Petersen, Schneider, Schultz, Shipley, and Sinclair. Nays, 4: Dawson, Edler, Garrett, and Kinney. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Judiciary Committee on [Senate File 2280](#), and they were attached to the committee report.

ALSO:

Bill Title: [SENATE FILE 2281](#) (SSB 3143), a bill for an act relating to the prerequisites for and prohibition against an abortion related to the testing for, and following the detection of, a fetal heartbeat, providing for a repeal, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 8: Zaun, Dawson, Edler, Garrett, Schneider, Schultz, Shipley, and Sinclair. Nays, 5: Taylor, Bisignano, Boulton, Kinney, and Petersen. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 2282](#) (formerly [SF 2153](#)), a bill for an act providing for the constitutionality of statutes and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 7: Zaun, Dawson, Edler, Garrett, Schultz, Shipley, and Sinclair. Nays, 6: Taylor, Bisignano, Boulton, Kinney, Petersen, and Schneider. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 2283](#) (formerly [SF 2050](#)), a bill for an act relating to the charging of fees relating to copies of adoption decrees and certifications of adoption delivered by the clerk of court to specified entities.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 2285 \(SSB 3007\)](#), a bill for an act relating to probate by the distribution of decedent's property by affidavit, requiring certain affirmations in the affidavit, and including an applicability provision.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 2294 \(SSB 3008\)](#), a bill for an act relating to the criminal offense of manufacturing, delivering, selling, or possessing drug paraphernalia by exempting hypodermic needles or syringes delivered, sold, or possessed through an approved needle exchange program.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Zaun, Dawson, Taylor, Bisignano, Boulton, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. Nays, 1: Edler. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

LOCAL GOVERNMENT

Bill Title: [SENATE FILE 2288 \(SSB 3140\)](#), a bill for an act relating to municipal utility retirement systems.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Garrett, Lofgren, Hogg, Allen, Chelgren, Greene, Guth, Kraayenbrink, McCoy, Quirnbach, and Segebart. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

NATURAL RESOURCES AND ENVIRONMENT

Bill Title: *[SENATE FILE 2292 \(SSB 3108\)](#), a bill for an act relating to the process and fees associated with the registration and title of vessels, snowmobiles, and all-terrain vehicles.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Rozenboom, Shipley, Dvorsky, Behn, Carlin, Greene, Hart, D. Johnson, Kapucian, Kinney, Kraayenbrink, and Lykam. Nays, none. Absent, 1: Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Natural Resources and Environment Committee on [Senate File 2292](#), and they were attached to the committee report.

STATE GOVERNMENT

Bill Title: [SENATE FILE 2289 \(SSB 3157\)](#), a bill for an act relating to the joint exercise of government powers by federally recognized Indian tribes.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Smith, Chapman, Bisignano, Bowman, Brown, Carlin, Danielson, Dawson, Dvorsky, Feenstra, Horn, Jochum, Schneider, Schultz, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 2290 \(SSB 3114\)](#), a bill for an act relating to boards of trustees for county and city hospitals.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Smith, Chapman, Bisignano, Bowman, Brown, Carlin, Danielson, Dawson, Dvorsky, Feenstra, Horn, Jochum, Schneider, Schultz, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 2291 \(SSB 3113\)](#), a bill for an act relating to the inspection and examination of certain public records under the custody of the state archivist.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Smith, Chapman, Bowman, Brown, Carlin, Dawson, Dvorsky, Feenstra, Horn, Jochum, Schneider, Schultz, and Zaun. Nays, 2: Bisignano and Danielson. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

TRANSPORTATION

Bill Title: [SENATE FILE 2293 \(SSB 3170\)](#), a bill for an act relating to motor vehicle dealers, franchisers, and franchisees.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Kapucian, Breitbach, Bowman, Brown, Carlin, Kraayenbrink, Lykam, Smith, and Zumbach. Nays, 3: Bisignano, Danielson, and Horn. Absent, 1: Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.